

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED  
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Applicants : Goutam Das APR 16 2004  
 Serial No. : CPA of 09/418,176  
 Filed : October 13, 1999  
           (CPA filed September 25, 2002)  
 For : DNA MOLECULES FOR EXPRESSION  
       OF BILE SALT-STIMULATED LIPASE  
 Examiner : D. Ramirez  
 Group Art Unit : 1652

|   |  |
|---|--|
| <b>CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8</b>  |  |
| I hereby certify that this paper is being facsimile transmitted<br>to the U.S. Patent and Trademark Office on the date indicated<br>below at the facsimile number 703-872-9306. |  |
| John M. Genova<br>Agent Name<br><i>John M. Genova</i><br>Signature  | 32,224<br>PTO Reg. No.<br>16 April 2004<br>Date of Signature |

**Mail Stop AF**  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**ATTENTION: Examiner D. Ramirez**  
**DATE: 16 April 2004**  
**NUMBER OF PAGES: 3**  
**FAX NUMBER: 703-872-9306**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
 TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. §1.191)**

Sir:

Applicants hereby appeal to the Board from the decision of the Primary Examiner, mailed 17 November 2003, of claims 1-12, 14 and 15. The item(s) below are appropriate:

## 1. STATUS OF APPLICANTS

This application is on behalf of other than a small entity.

## 2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. §1.17(b), the fee for filing the Notice of Appeal is \$330.00.

## 3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

(a)  Applicant petitions for an extension of time under 37 C.F.R. §1.136 (fees: 37 C.F.R. §1.17(a)(1-4)) for the total number of months checked below:

| <u>Extension (months)</u>                      | <u>Fee for other than small entity</u> |
|--|--|
| <input type="checkbox"/> one month             | \$110.00                               |
| <input checked="" type="checkbox"/> two months | \$420.00                               |
| <input type="checkbox"/> three months          | \$950.00                               |
| <input type="checkbox"/> four months           | \$1,480.00                             |

Fee \$ 420.00

If an additional extension of time is required, please consider this a petition therefor.

An extension for \_\_\_\_\_ months has already been secured by the Amendment after Final, filed \_\_\_\_\_. The fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$420.00

or

(b)  Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

## 4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$ 330.00

Extension fee (if any) \$ 420.00

**TOTAL FEE DUE \$ 750.00**

## 5. FEE PAYMENT

Attached is a check in the sum of \$ ..

Charge Account No. 23-1703 the sum of \$ 750.00.

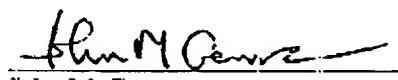
## 6. FEE DEFICIENCY

If any additional extension and/or fee is required, charge Account No. 23-1703.  
AND/OR.

If any additional fee for claims is required, charge Account No. 23-1703.

Dated: April 16, 2004

Respectfully submitted,



John M. Genova  
Reg. No. 32,224  
Attorney for Applicants

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